IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO. AUS990891US1 RECEIVED In re Application of: § § RABINDRANATH DUTTA ET AL. 888 Examiner: PIERRE EDDY ELISCA Serial No. 09/535,581 § Filed: 27 MARCH 2000 § Group Art Unit: 3621 For: **DETECTING COPYRIGHT** VIOLATION VIA STREAMED EXTRACTION AND SIGNATURE § § ANALYSIS IN A METHOD, SYSTEM AND PROGRAM BACKGROUND OF THE INVENTION

RESPONSE D UNDER 37 C.F.R. § 1.196(c)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Response is submitted in response to a telephone conversation with the Examiner on May 2, 2005, responsive to a Final Rejection mailed on March 31, 2005. During that conversation, the Examiner stated that he never received the attached Formal Amendment, which was filed with the USPTO via facsimile transmission on October 6, 2004. Rather, the Examiner has examined only the attached Proposed Amendment which was sent to the Examiner on September 13, 2004.

Certificate of Transmission/Mailing

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at 703-872-9306 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date shown below.

Typed or Printed Name: <u>James E. Boice</u> Date: <u>May 2, 2005</u>

AUS990891US1 - Response D

As it appears that the USPTO has entered the incorrect amendment into its electronic system, and per the recommendation of the Examiner, Applicants now request that the Examiner examine the attached Formal Amendment originally filed on October 6, 2004. Applicants further request that the Examiner provide additional time to respond to any rejections of the claims pending in the October 6, 2004 Formal Amendment.

Applicants appreciate the time and courtesy extended by the Examiner, and will call the Examiner during the week of May 9, 2005, to discuss the pending amendments.

No extension of time for this response is believed to be necessary. However, in the event an extension of time is required, that extension of time is hereby requested. Please charge any fee associated with an extension of time as well as any other fee necessary to further the prosecution of this application to IBM CORPORATION DEPOSIT ACCOUNT No. 09-0447.

Respectfully submitted,

James E. Boice

Registration No. 44,545

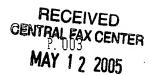
BRACEWELL & PATTERSON, L.L.P.

P.O. Box 969

Austin, Texas 78767-0969

(512) 343-6116

ATTORNEY FOR APPLICANTS



XCC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

·	ATTORNEY DOCKET NO. AUS990891US1
In re Application of:	§
	§
RABINDRANATH DUTTA ET AL.	§
	§ ·
Serial No. 09/535,581	§ Examiner: PIERRE EDDY ELISCA
	§
Filed: 27 MARCH 2000	§
	§ Group Art Unit: 3621
For: DETECTING COPYRIGHT	§
VIOLATION VIA STREAMED	§
EXTRACTION AND SIGNATURE	§
ANALYSIS IN A METHOD, SYSTEM	§
AND PROGRAM BACKGROUND OF	§

AMENDMENT C UNDER 37 C.F.R. § 1.196(c)

§

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

THE INVENTION

This Amendment is submitted in response to the Decision on Appeal from the USPTO Board of Patent Appeals and Interferences ("the Board") dated August 6, 2004, with reference to Appeal No. 2003-2068. In that decision, the Board reversed the Examiner's rejections, but created new grounds for rejections, thus reopening prosecution. The decision provides that an appropriate amendment of the claims or a showing of facts related to the claims so rejected, or both, must be submitted by October 6, 2004, which amendment will be remanded to the Examiner.

Therefore, please amend and remand the above-identified application as follows:

Certificate of Transmission/Mailing

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at 703-872-9306 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date shown below.

Typed or Printed Name: James E. Boice

Date: October 6, 2004

Signature: _ <

AUS990891US1 ~ Amendment C